

Message Text

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12

ACTION EB-11

INFO OCT-01 EUR-25 ADP-00 CAB-09 CIAE-00 COME-00 DODE-00

INR-10 NSAE-00 RSC-01 FAA-00 L-03 RSR-01 SSO-00

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O 110700Z JUL 73

FM AMEMBASSY BELGRADE

TO SECSTATE WASHDC IMMEDIATE 6683

LIMITED OFFICIAL USE BELGRADE 3084

E.O. 11652: N/A

TAGS: ETRN YO

SUBJ: CIVAIR: CHARTER BILATERAL

REF A. STATE 132204 B. STATE 134012

1. EMBOFF DISCUSSED US-PROPOSED CHANGES (REF A) WITH DGCA INTERNATIONAL RELATIONS HEAD FILIPOVIC AND ASSISTANTS ON JULY 10. IN COURSE OF LINE-BY-LINE EXAMINATION OF LATEST VERSION, FILIPOVIC A) SUGGESTED FOUR CHANGES IN NEW US-PROPOSED LANGUAGE (PARAGRAPH 2 BELOW); B) RESERVED HIS POSITION ON ARTICLE 11 UNTIL HE HAS A CHANCE TO DISCUSS WITH JAT; AND C) GAVE EMBOFF SERBO-CROATIAN VERSION OF TEXT WITH ALL US-PROPOSED CHANGES ADDED, EXCEPT FOR FOUR CHANGES IN PARAGRAPH 2.

2. FOUR CHANGES SUGGESTED BY FILIPOVIC IN US-PROPOSED LANGUAGE ARE AS FOLLOWS:

A) ARTICLE 8: RETAIN PHRASE BEGINNING ..."TAKING INTO ACCOUNT COMMERCIAL NATURE OF THE RESPECTIVE MARKET."

B) ANNEX A 3 (D) (PAGE 6, LINE 2): RETAIN WORD "ACTUALLY".

C) ANNEX B III B (PAGE 3): RETAIN PHRASE BEGINNING "...NOTWITHSTANDING THAT THE OPERATION MAY BE A BONA FIDE SINGLE LIMITED OFFICIAL USE

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ENTITY CHARTER TO A CARRIER OR AIRLINE."

D) MEMORANDUM ON IMPLEMENTATION OF THE NEW DIRECTIONAL BALANCE FORMULA (LAST SENTENCE): CHANGE "YUGOSLAV CARRIERS OR AIRLINES" TO "CARRIERS OR AIRLINES OF THE SOCIALIST FEDERAL REPUBLIC OF YUGOSLAVIA."

3. FILIPOVIC PROMISED TO CONSULT WITH JAT AND HIS DGCA ASSOCIATES AND INFORM EMBASSY BY COB JULY 11 OF YUGOSLAV VIEWS ON ARTICLE 11 REVISION. AT SAME TIME, FILIPOVIC WILL ALSO INFORM US WHETHER YUGOSLAVS WILL INSIST ON SUGGESTED CHANGES A), B), AND C) IN PARAGRAPH 2 ABOVE.

4. POINTS IN BOTH REFS A AND B WERE FULLY COVERED DURING MEETING. FILIPOVIC FULLY AWARE THAT TERM "PARTY" IN ARTICLE 12 REFERS TO US FEDERAL GOVERNMENT ONLY AND HAD NO OBJECTION TO IT. EMBOFF ALSO EMPHASIZED THAT ARTICLE 11 SUBSTANTIVE CHANGES WERE TO THE BENEFIT OF YUGOSLAVIA. ON OTHER ITEMS FILIPOVIC SAID THAT GOY PREFERS BELGRADE VENUE FOR SIGNING OF AGREEMENT. DGCA DIRECTOR DJOKANOVIC WILL SIGN FOR GOY. SINCE CHARTER BILATERAL WOULD NOT MODIFY ANY EXISTING YUGOSLAV LAWS, FILIPOVIC WAS OF OPINION THAT AGREEMENT, ONCE SIGNED, WOULD REQUIRE ONLY RATIFICATION BY FEDERAL EXECUTIVE COUNCIL (CABINET) BEFORE GOING INTO FORCE.

5. EMBASSY FORWARDING ONE COPY OF MARKED-UP SERBO-CROATIAN VERSION OF DRAFT AGREEMENT BY TRANSMITTAL SLIP TO EB/AN ATTENTION: PAUL GLASOE. REGISTRY NUMBER IS 990646.
TOON

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